



03-04-04

RCE/1600

Atty. Dkt. No. 071344-0305

AA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hein et al.
Title: TRANSGENIC PLANTS
EXPRESSING ASSEMBLED
SECRETORY ANTIBODIES
Appl. No.: 09/512,736
Appl. Filing Date: 02/24/2000
Examiner: C. Collins
Art Unit: 1638

| CERTIFICATE OF EXPRESS MAILING | |
|--|------------------------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450. | |
| EL990321558US (Express Mail Label Number) | March 2, 2004 (Date of Deposit) |
| Germaine Sarda (Printed Name) | |
| (Signature) | |

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

MAR 09 2004

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Enclosed are:

[X] Amendment/Reply (14 pages).

[X] Exhibits 1 - 3.

03/05/2004 HVUONG1 00000059 500872 09512736

01 FC:1801 770.00 DA

☒ Return postcard.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|----------------------|------------------------|-------------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$770.00 | = \$770.00 |
| Total Claims: | 16 | - 20 | = 0 | x \$18.00 | = \$0.00 |
| Independents | 2 | - 3 | = 0 | x \$86.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$290.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$770.00 |

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

| | | | |
|--|----------|---|-------------|
| <input type="checkbox"/> Extension for response filed within the first month: | \$110.00 | 0 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the second month: | \$420.00 | | \$0.00 |
| <input checked="" type="checkbox"/> Extension for response filed within the third month: | \$950.00 | | \$950.00 |
| EXTENSION FEE SUBTOTAL: | | | \$950.00 |
| EXTENSION FEE ALREADY PAID: | - | | \$0.00 |
| EXTENSION FEE TOTAL | | | (\$2670.00) |
| CLAIMS AND EXTENSION FEE TOTAL: | | | \$770.00 |
| <input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| <input type="checkbox"/> Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | \$1720.00 |

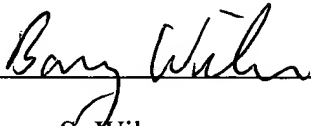
☒ Please charge Deposit Account No. 50-0872 in the amount of \$ 1,720.00.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 2, 2004

By 

FOLEY & LARDNER LLP

Customer Number: 30542

Telephone: (858) 847-6722

Facsimile: (858) 792-6773

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431



Atty. Dkt. No.: EPI3007E
(formerly TSRI 184.2CON4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hein et al.

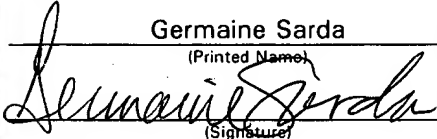
Title: TRANSGENIC PLANTS
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Appl. No.: 09/512,736

Filing Date: 02/24/00

Examiner: Collins, Cynthia E.

Art Unit: 1638

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| EL990321558US | March 2, 2004 |
| (Express Mail Label Number) | (Date of Deposit) |
| Germaine Sarda | |
| (Printed Name) | |
|  | |
| (Signature) | |

AMENDMENT

Commissioner for Patents
BOX RCE
Washington, D.C. 20231

MAR 09 2004

Sir:

This amendment concerning the above-captioned application accompanies a Request for Continued Examination pursuant to 37 C.F.R. 1.114 and is fully responsive to the Office Action dated September 2, 2003. Please consider the following amendments and remarks.

Claim amendments begin on page 2 of this submission; Remarks begin on page 5.

03/05/2004 HVUONG1 00000059 500872 09512736

02 FC:1253 950.00 DA